

**THE BOMBAY LEGISLATURE MEMBERS' TRAVELLING
ALLOWANCE ACT, 1950.**

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BOMBAY ACT No. XLV OF 1950.¹

THE BOMBAY LEGISLATURE MEMBERS' TRAVELLING ALLOWANCE ACT, 1950]

[23rd November 1950.]

An Act to provide for the travelling allowance to the members of the
Bombay Legislature.

WHEREAS it is expedient to make provision for the payment of travelling allowance to the members of the Bombay Legislature ; It is hereby enacted as follows :—

1. This Act may be called the Bombay Legislature Members' Travelling Allowance Act, 1950. Short title.

2. (1) With effect from the 26th day of January 1950, there shall be paid Travelling allowance to be paid to members. to each member of the Bombay Legislative Assembly and the Bombay Legislative Council, a travelling allowance for journey undertaken for the purpose of attending the session of such Assembly or Council or the meeting of a committee of such Assembly or Council to the place where such session or meeting is held and for return journey from such place—

- (i) at the rate of one and one half of the fare of such class provided on a railway or steamer, as may be prescribed by rules made by the State Government, and
- (ii) at such rate per mile for journey by road, sea or river in addition to the journey by railway or steamer, as may likewise be prescribed by the State Government :

Provided that nothing in this sub-section shall entitle a member to travelling allowance, if such member ordinarily resides or carries on business at the place where such session or meeting is held.

(2) Notwithstanding anything contained in sub-section (1), there shall be paid to each member a conveyance allowance at the rate of Rs. 3 per day for each day on which he attends such session or meeting.

3. Notwithstanding anything contained in this Act, a Minister of the Government of Bombay, the Speaker of the Bombay Legislative Assembly, the Chairman of the Bombay Legislative Council or a Parliamentary Secretary to any Minister shall not be entitled to any travelling allowance under this Act by reason of the fact that such Minister, Speaker, Chairman or Parliamentary Secretary is a member of the Bombay Legislative Assembly or Council. Minister, Speaker, Chairman or Parliamentary Secretary not entitled to travelling allowance under this Act.

4. (1) The State Government may make rules for the purpose of carrying out the purposes of this Act. Power of State Government to make rules.

(2) Any rule made under this section may be made so as to be retrospective to any date not earlier than the commencement of the Constitution of India.

(3) Rules made under this section shall have effect as if enacted in this Act.

¹ For Statement of Objects and Reasons, see *Bombay Government Gazette*, 1950, Part V, page 378.

Avoidance of doubt.

5. For the avoidance of doubt it is hereby declared that nothing in this Act shall affect the right of a member of the Bombay Legislative Assembly or the Bombay Legislative Council to receive as such member, the salary and the daily allowance ^{Bom. III of} which he is entitled to receive under article 195 of the Constitution at the rates ^{1937.} and upon the conditions provided by or under the Bombay Legislature Members' ^{Bom. XXI of} Salaries and Allowances Act, 1937, or the Bombay Legislature Members' ^{1950.} Daily Allowance Act, 1950, as the case may be.